Whitman Fails To Get Recount People's Day Body, Now That Before Jan. 1

Court of Appeals Affirms ernment in particular, have been sum-Decision of Appellate Di-

Contest Is Not Dropped

Attorneys for Governor De- during clare They Will Act When the Certificate Is Issued

ALBANY. Dec. 10.—Governor Whitman has failed in his attempt to obtain an immediate examination of the ballots cast at the November election in New York and Bronx counties. The Court of Appeals to-day affirmed the decision of the Appellate Division, first department, holding that the Governor might not have access to the ballots until after a certificate of election had been issued to the successful gubernatorial candidate, Alfred E. Smith, Democrat, elected on the face of available returns.

The Court of Appeals also dismissed

ocrat, elected on the face of available returns.

The Court of Appeals also dismissed the proceedings started by the Governor to obtain an examination of ballots in Richmond County. In this case, which was carried to the court of appeals by attorneys for Mr. Smith, it was held that the moving papers "do not show sufficient grounds for interference by the court."

Judge Crane, writing for the court, iteld that since the soldier and sailor vote had not been counted at the time of the application, and as that vote, when completed, might so change the present result as to make the court proceeding of no avail, the Supreme Court's special term did not abuse its power in appointing the day after the issuance of a certificate of election as the day on which to begin the examination. Judge Crane also said:
"Furthermore, the appellant failed to disclose any injustice that will be done him or any right which will be lost or impaired by waiting until the time appointed."

To Renew Action Next Month

To Renew Action Next Month

untess the laws were amended to shorten it, might easily be drawn out over the entire term of Mr. Smith.

"The decision means," said Mr. Gilbert, "that until we have voting machines throughout the state we shall have to go through more or less turmoil every year to be sure of an honest count in close contests. These machines, which have failed only once or twice to register correctly in 30,000 trials in counties where they have been in use, in some cases as long as twenty years, should be universally adopted."

Governor Whitman, at the St. Regis, said that as soon as he had the text of the decision hefers him. Arrin, a real estate man, called on her and had asserted that as soon as he had the text of the decision hefers him has been added to the dictaphone notes as evisaid that as soon as he had the text of the decision hefers him has been and had asserted that as soon as he had the text of the decision hefers him has been and had asserted that as soon as he had the text of the decision hefers him has been and had asserted that as soon as he had the text of the decision hefers him has been and had asserted that as soon as he had the text of the decision hefers him has been and had asserted that all holders of city licenses be compared.

South the stands have brought each year heretofore.

Will Choose the Papers

Will Choose the Papers

Will Choose the Papers

This requirement in itself would bar many dealers from bidding, for news-dealers who can afford to tie up \$200 in cash for an indefinite period are not plentiful. No such obstacle is in the way of Hearst or one of his agents bidding for him, however.

The advertisement is also unusual in that it follows the lines of Mayor Hylan's demand at the time the news-bard dealer way of Hearst or one of his agents bid way of Hearst or one of his agents bid ding for him, however.

The advertisement is also unusual in that it follows the lines of Mayor Hylan's demand at the time the news-bard that all holders of city licenses be compared to the car window and grinned a

Radicals, in Crepe, Plan | City Advertises Meet on Friday, the 13th

Mooney Is to Live, Will Mourn Other Things

vision, 1st Department the other habiliments of woe, for a condition of the world.

The summens is contained in thou-

Revenue Inspector Held on Widow's Charge of Fraud

Collector Edwards Says He

de F. Molyneaux, an Internal Revenue mitted by the courts to hold the aucinspector, has been held in the Tombs, tion is a question that Williamson has

Anti-Hearst Man's Stand for Sale

Brooklyn Park Commissioner Prints Notice That News Business of Williamson Will Go to High Bidder

Hearst's friends in the Hylan ad-

Then Favored Poor Newsmen

Trapped Chas. de F. Moly. for poor stands than any small dealneaux Trying to Cash on the better locations. The scheme Check He Had Exacted was opposed by the dealers and so-

Ain't It a Grand and Glorious Feelin'?



Sixty Orphans to **Find New Parents** In Western Homes

Christmas Baby Special Alderman Squiers Says City Federal Authorities Expect- President of Corporation Leaves New York Carrying Tots From Foundling Asylum to St. Paul, Minn.

Section 1. The Accordance of the Control of the Con

Tammany Defeats Investigation of the Strike to Enforce Garbage Contract

Will Lose \$4,835,000 in Five Years Instead of Earning Sum of \$900,000

Harbor Men Vote War Board Award

ed to Grant Eight-Hour Day, While Employers Say They Won't Accept Ruling

Carse and McAdoo Deny All Charges In Boat Co. Suit

By BRIGGS

Says That the Whole Affair Is the Work of a 'Disgruntled Ex-Employe'

Henry R. Carse, president of the Sublollypop in; then he pressed his freekled nose against the cold glass of the car window and grinned a shy farewell to the crowd of admiring brakemen, porters and messenger boys who peered in at the Christmas Baby Spelar to investigate the \$1,000-n-day garbage of New York met in Tammany Hall last to investigate the \$1,000-n-day garbage of New York met in Tammany Hall last to investigate the \$1,000-n-day garbage of New York met in Tammany Hall last on high and voted to hold themselves in light and voted to hold themselves in light and voted to strike to englaint filed Monday at Newark, N. readiness for an order to strike to enforce an award of the basic eight-hour day which mediators are expected to approach and influence a peered in at the Christmas Baby Spelar to investigate the \$1,000-n-day garbage of New York met in Tammany Hall last to investigate the \$1,000-n-day garbage of New York met in Tammany Hall last to investigate the \$1,000-n-day garbage of New York met in Tammany Hall last to investigate the \$1,000-n-day garbage of New York met in Tammany Hall last on high and voted to hold themselves in light and voted

B. R. T. Sues to Compel City to **Build Subway**

Action Brought Against P.S. Commission Charges Fail. ure to Live Up to Contract

Camouflage, Says Kracke

"Counter Barrage" to Avert Attention From Its Own Derelictions, He Declares

Soldiers Vote Total

